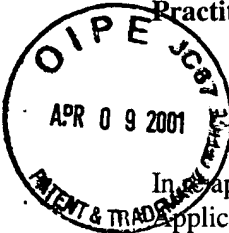


23/Reg Ext  
of time  
(1 mo)  
PATENT



Practitioner's Docket No. 0055.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: application of: et al., Schutt  
Application No.: 09/218,213  
Filed: 12/22/1998  
For: STABILIZED PREPARATIONS FOR USE IN NEBULIZERS

Group No.: 1615  
Examiner: S. Tran

Assistant Commissioner for Patents  
Washington, D.C. 20231

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

04/17/2001 CWILLIAM 00000001 500348 09218213

01 FC:116 Date: 3/28/01

Kathy Honnert  
Signature  
Kathy Honnert  
(type or print name of person certifying)

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

|  | (Col.1)                                   |       | (Col. 2)                              | (Col. 3)         | OTHER THAN A<br>SMALL ENTITY |               |
|--|---|-------|---------------------------------------|------------------|------------------------------|---------------|
|  | Claims<br>Remaining<br>After<br>Amendment |       | Highest No.<br>Previously<br>Paid For | Present<br>Extra | Rate                         | Addit.<br>Fee |
| Total  | 22  | Minus | 50                                    | = 0              | x \$18 =                     | \$0           |
| Indep.   | 2   | Minus | 5                                     | = 0              | x \$80 =                     | \$0           |
| First Presentation of Multiple Dependent Claim |   |       |                                       |                  | + \$270 =                    | \$0           |
|  |   |       |                                       |                  | Total<br>Addit. Fee          | \$0           |

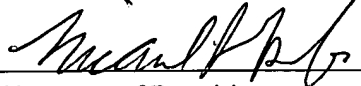
- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,  
 \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".  
 \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".  
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

## FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 500348.  
 If any additional fee for claims is required, charge Account No. 500348.

Date: 3/28/01

  
 Signature of Practitioner

Reg. No.: 38,740  
 Tel. No.: 650-631-5053  
 Customer No.: 21968

Michael J. Rafa  
 Inhale Therapeutic Systems, Inc.  
 150 Industrial Road  
 San Carlos, CA 94070

Practitioner's Docket No. 0055.00

**PATENT**



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re application of: et al., Schutt

Application No.: 09/218,213

Filed: 12/22/1998

For: STABILIZED PREPARATIONS FOR USE IN NEBULIZERS

Group No.: 1615

Examiner: S. Tran

**Assistant Commissioner for Patents**

**Washington, D.C. 20231**

**CERTIFICATE OF MAILING UNDER 37 C.F.R. section 1.8(a)**

I hereby certify that the attached correspondence comprising:

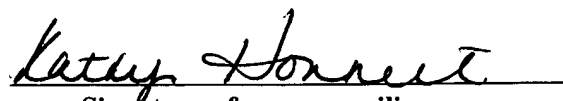
Amendment Transmittal, Amendment Under 37 CFR 1.116

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

on Mar. 28, 2001.

Kathy Honnert

  
Signature of person mailing paper

0055



Corres. and Mail  
**BOX AF**

APR 15  
24/E (gk)  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Schutt et al. ) Group Art Unit 1615  
Appl. No. : 09/218,213 ) I hereby certify that this correspondence and all  
Filed : December 22, 1998 ) marked attachments are being deposited with the  
For : STABILIZED ) United States Postal Service as first-class mail in  
PREPARATIONS FOR USE IN ) an envelope addressed to: Assistant  
NEBULIZERS ) Commissioner for Patents, Washington, D.C.  
Examiner : TRAN, S. ) 20231, on  
) 3/20/01  
) (Date)  
) Kathy Honnert  
) Kathy Honnert  
) **BOX AF**

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Bet  
4-7-01

**AMENDMENT UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Advisory Action dated March 16, 2001, please consider the following amendments and remarks with respect to the above-captioned application.

Do Not  
Enter  
SIT  
4/18/01

OK  
to enter  
SIT  
6/25/01